

**Yee &
Associates, P.C.**

4100 Alpha Road
Suite 1100
Dallas, Texas 75244

Main No. (972) 385-8777
Facsimile (972) 385-7766

RECEIVED
CENTRAL FAX CENTER

Facsimile Cover Sheet

MAY 09 2005

To: Commissioner for Patents for Examiner Nghi V. Tran Group Art Unit 2151	Facsimile No.: (703) 872-9306
From: Carrie Parker Legal Assistant to Ted Fay	No. of Pages Including Cover Sheet: 20
<p>Message:</p> <p>Enclosed herewith:</p> <ul style="list-style-type: none"> • Transmittal Document; and • Response to Office Action. 	
<p>Re: Application No. 10/004,955 Attorney Docket No.: AUS920010953US1</p>	
<p>DATE: Monday, May 09, 2005</p>	
<p>Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.</p>	<p><i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i></p>

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY
FAXING A CONFIRMATION TO 972-385-7766.**

* Received: 13 pages. Gf

Missing 7 pages

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Gusler et al.**

§ Group Art Unit: 2151

Serial No.: **10/004,955**§ Examiner: **Tran, Nghi V.**Filed: **December 5, 2001**§ Attorney Docket No.: **AUS920010953US1**For: **Apparatus and Method for
Monitoring Instant Messaging
Accounts****Certificate of Transmission Under 37 C.F.R. § 1.8(a)**

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306 on May 9, 2005.

By: Carrie Parker
Carrie Parker

35525PATENT TRADEMARK OFFICE
CUSTOMER NUMBER**TRANSMITTAL DOCUMENT**

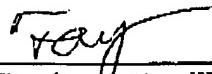
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:
ENCLOSED HEREWITH:

- Response to Office Action.

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,


Theodore D. Fay, III
Registration No. 48,504
Duke W. Yee
Registration No. 34,285
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
(972) 385-8777
ATTORNEYS FOR APPLICANTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: **Gusler et al.**Serial No.: **10/004,955**Filed: **December 5, 2001**For: **Apparatus and Method for
Monitoring Instant Messaging
Accounts****RECEIVED
CENTRAL FAX CENTER****MAY 9 2005**§ Group Art Unit: **2151**§ Examiner: **Tran, Nghi V.**§ Attorney Docket No.: **AUS920010953US1****Certificate of Transmission Under 37 C.F.R. § 1.8(a)**

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Facsimile number (703) 872-9306, on May 9, 2005.

By: Carrie Parker
Carrie Parker

RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Office Action dated February 16, 2005, please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this response.

Remarks begin on page 9 of this response.